

8/22

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ROANOKE CALENDAR - AUGUST 25, 2003

(The Honorable William F. Stone, Jr. Presiding)

(Start: _____ Recess: _____ ♦ Resume: _____ Stop: _____ ♦ Trials: _____ Proceedings _____)

Attys: Debtors: Case Nos.: Trustees:

9:30 A.M. - CONFIRMATIONS

Pro se MELVIN & VALERIE TODD 7-03-02555 Connelly/SL
CASE DISMISSED 7/3/03 - failure to comply w/6-17 ord to file scheds, etc.

M Giles WILLIAM BARNETTE & PATRICIA LOVE 7-03-02427 Connelly/NS
--Mod Plan filed 7/25, d/e # 15 & scheduled for conf on 9/22 @ 9:30
Trustee Report, Objection and Showcause: Dismiss/convert, filed 7/17; d/e # 13

Janney KRYSTAL RUTLEDGE 7-03-00950 Connelly/SL
Mod Plan filed 6/27; d/e # 26, 27 *contd from* 8/25

Trustee Motion convert/dismiss filed 4/21 d/e # 16, *contd fr* 5/27, 7/14 & 8/25
Objection: GMAC Mortgage (McQuiddy) [d/e # 31 *contd fr* 8/25

Motion #1: Relief - filed 6/20; d/e # 22, 23 *contd from* 7/14
GMAC (McQuiddy/Scott) v. debtor & trustee
movants certification, d/e # 24, response of debtor d/e # 25

Ludwig LAWRENCE & TERESA LESTER-chl3 7-03-02377 Connelly/NS
Plan filed 6/13; d/e # 11
Trustee Report, Obj, and Motion to Dismiss/Convert filed 8/11; d/e # 17

9:30 A.M. - CONFIRMATIONS

Delafield	DARRELL & DEBBIE WORRELL-chl3 Plan filed 7/16; d/e # 12 Trustee Report, Objection and Showcause: Dismiss/convert filed 7/17, d/e # 15	7-03-02474	Connelly/NS
M Hart	JAMES HAGINS-chl3 Mod Plan filed 7/3, d/e # 31, 32 Motion of Trustee to dismiss/convert filed 4/18; d/e # 17, contd from 7/14	7-03-01081	Connelly/GR
Huffman	JONATHAN & DANA SOMERS-chl3 Mod Plan filed 7/7, d/e # 32, 33 Trustee Motion: Dismiss or convert, filed 6/3, d/e # 24 <i>contd from 7/14?</i>	7-03-01382	Connelly/SJ
Krippend.	JAMES BLACKBURN Mod Plan filed 5/28; d/e # 89, 90, 98 <i>contd from 7/14 & 8/25 (sale of house will cure defaults)</i> Motion /Notice of Debtor filed 5/1, d/e # 84 for hearing on Notice of Default filed (amended) filed 4/25, d/e # 83, by Wells Fargo Bank Minnesota in re: Motion #2: d/e # 55 & Order d/e#63, <i>contd from 5/27, 6/3 & 7/14</i> –ORDER of 7/30, d/e # 102, resolved motion, cancels hearing	7-02-01405	Connelly/SL
Krippend.	FREDERICK DOUGLAS Plan filed 6/27; d/e # 12 Valuation: 1999 Honda Accord: Regional Acceptance Corporation, filed 7/23, d/e # 16	7-03-02561	Connelly/GR

9:30 A.M. - CONFIRMATIONS

M Hart	CARLEEN JOHNSON-ALLEYNE	7-02-02035	Connelly/SL
	Mod Plan filed 7/2 d/e # 33, 34		
	Trustee's Motion to Dismiss/Convert cont'd from 7/28 dkt [d/e #32 & 36]		
Shelor	MARGARET MCKINNEY-chl3	7-03-00913	Connelly/VS
	Mod Plan filed 6/12 d/e # 24, 25 - <i>contd from 7/28 & 8/25 for atty to ck status of objs</i>		
	Motion of Trustee to Convert/dismiss, d/e # 22, contd from prior hearings;		
	Obj of City of Roanoke, d/e # 20, from prior hearing		
	Obj: City of Roanoke d/e # 26, filed 7/18 (Collins)		
M Hart	CHARLIE & MARY RUCKER-chl3	7-03-02372	Connelly/SJ
	Plan filed 6/4,d/e # 6		
	Trustee Report, Objection & Showcause: Dismiss/convert filed 7/17, d/e # 18		
	Valuation: WFS Financial: 2002 Dodge Ram, filed 6/13, d/e # 13		
	-Order (Default) entered 7/21		
	Valuation: Ford Motor Credit Co: 1999 Ford Taurus, filed 6/13, d/e # 14		
	-Order (Default) entered 7/21		
	Valuation: Schewel Furn. Co: Furniture; filed 6/13, d/e # 15		
	-Order (Default) entered 7/21		
M. Giles	STEPHAN & ANGELA HAZLEWOOD - Ch. 13	7-03-02428	Connelly/AF
	Plan filed 6/6 [d/e # 6] <i>contd fr 8/25 pending filing of stips & briefs by 10/10</i>		
	Trustee Report, Objection & Showcause: Dismiss/convert filed 7/23 d/e # 16		
	Valuation: Dell Financial: computer [d/e # 13]		

Delafield JEFFREY, SR., & FREDA BARNETT - Ch. 13 7-03-02487 Connelly/NS
 –Order entered 7/3 dismissing case without prejudice [d/e # 12]

Roanoke Calendar - 8/25/03

9:30 A.M. - CONFIRMATIONS

M. Giles DAN & GERALDINE COUNTS' - Ch. 13 7-03-02429 Connelly/SJ
 --Mod Plan filed 7/25 set for 9/8 @ 9:30
 Trustee Report, Objection & Showcause: Dismiss/convert filed 7/17 d/e # 16

Valuation: SunTrust Bank: 2000 Honda Accord, filed 7/2 [d/e # 14]

Janney NOETA MOORE-ch13 7-03-00645 Connelly/SL
 Mod Plan filed 7/11, d/e # 21, 24
 Trustee's Objection & Show Cause on Dismissal cont'd from 7/28 [d/e #14 & 26]

Pro se JEFFERY LAMBERT-ch13 7-03-02519 Connelly/GR
 *note: mot for extension to file plan & schedules filed 7/1 , d/e # 10 has not
 been noticed or disposed?*

Trustee report, Objection and Showcause: Dismiss/convert filed 7/17; d/e # 12
Trustee report, Objection and Showcause: Dismiss/convert filed 8/8; d/e # 14

see also 10:00 & 11:00 a.m. confirmations below

10:00 A. M. - CHAPTER 13 CONFIRMATIONS

Mayer *FREDDIE & PEGGY DUDLEY-ch13 7-03-01913 Connelly/VS
 Plan filed 5/23, d/e # 12; *contd from 7/28 to hear w/Obj to Claim*
 Trustee report, Objection and showcause: Dismiss or convert filed 6/4, d/e # 14

Objection of Debtors to Claim #1 of Wachovia Bank (Mason) filed 6/5; d/e # 16, 17, 21
Response filed 6/17; d/e # 19 (Mason)
Interrogatories filed by Wachovia Bank 7/1 [d/e # 23]

11:00 A. M. - CHAPTER 13 CONFIRMATION

Krippend. STEVE & SALLY HARRIS-ch13 7-03-02253 Connelly/VS

Plan filed 5/27; d/e # 5, contd from 8/11

Trustee Report, Obj & Showcause: Dismiss/convert filed 7/9; d/e # 16, contd from 8/11
–mod plan filed 8/15; set for 10/6 @ 9:30 conf. By 8/18 notice

Motion #1: Relief - filed 8/5; d/e #

Va. Housing Development Authority (Wade) v. debtors & trustee

Response filed by Debtors 8/18 [d/e # 25]

Roanoke Calendar - 8/25/03

11:00 A. M. - MISCELLANEOUS

M. Hart CHRISTINE EVJEN - Ch. 13 7-02-04438 Connelly/AF
Trustee's Motion to Dismiss/Convert Case [d/e # 37]
CONVERTED to ch 7 w/consent of debtor on trustee's motion on 8/8/03

Moses JAMES PULLEN, SR. - Ch. 13 7-00-00960 Connelly/JJ
Trustee's Motion to Dismiss Case [d/e # 37] *contd fr 8/25; 1 pmt arrears remains due*

Krippendorf CASSANDRA WILLIAMS - Ch. 13 7-00-02320 Connelly/SJ
Trustee's Motion to Dismiss Case [d/e # 33] *contd from 8/25*

Delafield ROGER & PATRICIA CUNDIFF- 7-03-01488 Connelly/AF
Motion #1: Relief - filed 7/9; d/e # 32, 34 (pre-hrg ord entered 7/9 - 19-day ntc)
Chase Manhattan Mortgage (Wood) v. debtors & trustee
ANSWER filed by Debtors 7/22 [d/e # 35]
–arrearage dispute - contd from 7/28

- Consent Order in Transit (Wood) - see faxed copies in file

M Hart JAMES TUCKER-ch13 7-02-03684 Connelly/AF
Motion #1: Relief - filed 7/24; d/e # 39, 41

Countrywide Home Loans (Sasser) v. debtor & trustee

Answer filed 7/30; d/e # 43

Movant's certification filed 7/31; d/e # 44

P. Brown	KRISTY GUSLER - Ch. 13	7-02-02576	Connelly/JJ
	Debtor's Motion to sell property free & clear of liens [d/e # 41]		

Roanoke Calendar - 8/25/03

11:00 A. M. - MISCELLANEOUS

M. Hart	MELVIN, JR., & IRIS MCLEAN - Ch. 13	7-03-01986	Connelly/JJ
	Motion # 1: Relief-filed 7/24 [d/e # 19]		
	Chase Manhattan Mortgage Corp. (Sasser) v. Debtors & Trustee		
	<i>Movant's certification filed 7/31; d/e # 22</i>		
	<u>Response filed 7/31; d/e # 23</u>		

Krippend.	MICHAEL & ROXANNE HILL-chl3	7-02-01744	Connelly/SO
	Motion #6: Relief - filed 7/30; d/e # 67, 68		
	Citimortgage Inc (Lake) v. debtors & trustee		
	<u>Response filed 8/11; d/e # 71</u>		

Settled; consent order circulating (Lake) - see fax copies

M Hart	ROGER & BRENDA SCHAEFFER -chl3	7-02-04704	Connelly/JM
	Motion #1: Relief - filed 8/1, d/e # 58, 60		
	Charter One Mortgage Corporation (Wade) v. debtors		
	<u>Answer filed 8/1, d/e # 60</u>		

2:00 P. M. - PRE-TRIAL CONFERENCES

Dorsey	ROY MILLIRON JR -CH7	7-02-00877	McLean/JM
	A/P 7-03-00095: Approve sale of interest of Estate & Co-Owner in Property		

M Hart STEPHEN W HAMMED-ch7 7-03-01433 Allen/LM
A/P 7-03-00094: Det. Dischargeability – *contd from 8/25*
Cassie Renee Hammed (Biddle) v.l debtor & trustee

Roanoke Calendar - 8/25/03

2:00 P. M. - MISCELLANEOUS

M Hart MELVIN GARRETT-ch13 7-03-02161 Connelly/GR
Motion #1: Relief - filed 6/19; d/e # 24 25 *contd from 7/14 & 8/25*
on default thereof
W.C.Butler Heating & AirConditioning Inc & Special Plumbing Inc (J.Patterson)
v. Debtor & trustee
Response filed 7/7, d/e # 32

Giles WINSTON & WANDA VANREEL-ch7 7-03-01717 McLean/NS
Motion #1: Relief - filed 5/30; d/e # 11, 12, 13; movant's certification [d/e # 17]
Wells Fargo Home Mortgage Inc (Sasser) v. debtors & trustee
RESPONSE filed by Debtors 6/6 [d/e # 15] *CONTD from 7/14*
–ORDER of 8/18 dismissed motion without prejudice

Delafield MATTHEW & LISA FERRIS-ch7 7-03-01611 Allen/GR
Motion #2: Avoid lien - filed 7/15; d/e # 22, 23
Debtors v. Beneficial Finance oCo of Va. C/o G. D. Gilmore, President

Norfleet* LINDA LIVERMAN-CH7 7-01-00225 Krippend/SL

* *attorney no longer practicing*

Amended Notice of Obj of Trustee to Claim #5: Citibank, d/e # 65, to be filed pursuant to 8/25 hearing on original obj.

Krippend. CATHERINE CROY-ch7 7-03-01759 McLean/SL
Motion of Trustee to extend discharge date for period of 30 days filed by debtor on 7/21, d/e # 15, 16

Roanoke Calendar - 8/25/03

2:00 P. M. - MISCELLANEOUS

McLean RICHARD MCGARRY-ch7 7-98-02509 Allen/JM
Motion of Trustee for compensation of \$2,005.24 & \$21.42 expense filed 7/11; d/e # 80 (absent objs due within 5 days of hearing, ord approving same is self-executing)

Motion of Trustee for court to apply additional \$560.78 to payment of attorney fees, filed 7/25, d/e # 84

Delafield SHARON BELL-ch7 7-03-02249 Creasy/S
Motion of Trustee (Creasy) to extend deadline to file objections to exemptions, discharge, dischargeability , filed 7/18; d/e # 11, 12

Note: U.S.T. Mot to extend dischg & time to file Complaint or Mot to Dismiss and Mot for R2004 exam filed & noticed for 9/22 @ 2:00

Allen PAMELA HINKLE - Ch. 7 7-02-03960 Creasy/JJ
Trustee's Motion for Turnover filed as Motion to sell property [d/e # 35, 36]

Shelor SARAH HILL-ch7 7-02-03612RKR Creasy/SJ
Motion #1: Relief - filed 7/21; d/e # 18 ***Recusal from Judge Krumm***
Wachovia Bank NA successor to First Union National Bank (Mason) v. debtor & trustee

P. Brown RONALD HOLLIDAY - Ch. 7 7-03-02270 McLean/NS
Debtor's Motion to Redeem Property-1998 Dodge Intrepid [d/e # 17] *contd fr 8/25*

Motion # 1: Relief-filed 7/1 [d/e # 13] *contd from 7/28 & 8/25*
Transouth Financial Corp. (Sublett) v. Debtor & Trustee
Answer filed (Brown) on 7/7; d/e # 16

Roanoke Calendar - 8/25/03

2:00 P. M. - MISCELLANEOUS

M Hart LARRY & HEATHER WILSON-ch7 7-03-02656 McLean/JJ
Motion #1: Avoid lien - filed 7/28; de # 11, 12
Debtors v. Beneficial Discount Co of Va dba Beneficial c/o Gary Gilmer President

Krippend. ANTHONY KASEY-ch7 7-03-02068 Creasy/AF
Motion #1: Relief - filed 7/28; d/e # 22, - AMENDED mot filed 7/29, d/e # 24
The Bank of New York, as Trustee (Sasser) v. debtor & trustee
Response filed by Debtor 8/4 [d/e # 27]

Huffman MELVIN SPENCER-ch7 7-03-02491 Vogel/GR
Motion #1: Relief - filed 7/28; d/e # 12, 14
Wachovia Bank (Zimm) v. debtor & trustee

Szathmary JERMAINE & TAMEKA BAILEY-ch7 7-03-02946 McLean/JJ
Motion #1: Relief - filed 7/28; d/e # 11, 12, 13
DaimlerChrysler Services NA LLC (Higgs) v debtors & trustee
-ORDER of 8/13 granted relief, cancels hearing

Krippend. SANDRA CALLOWAY-ch7 7-03-02867 Vogel/NS
Motion #1: relief - filed 7/31; d/e # 17, 18
Bank of America & Federal National Mortgage Association (Wood) v. debtor & trustee
Motion to Convert from Ch. 7 to Ch. 13 filed 8/11 [d/e # 19]
Response filed 8/11; d/e # 10
ORDER to withdraw motion in transit (Wood) – see fax copy in file

Roanoke Calendar - 8/25/03

2:00 P. M. - MISCELLANEOUS

Furrow SHELTON & MARY PETERS-ch7 7-01-02036-RKR Krippend/JJ
Obj of Trustee to Claims #5 and #6 of Wachovia Bank filed 7/2, d/e # 34
-recusal from RWK

M. Hart STEVEN & DONNA EPPERLY - Ch. 7 7-02-05080 Allen/AF
Trustee's Motion for Turnover [d/e # 24]

Delafield SCOTT MULARAS - Ch. 7 7-03-02742 Allen/SJ

Motion # 1: Relief–filed 8/4 [d/e # 15]

Green Tree Servicing, LLC, f/k/a Consecro Finance Corp. (McQuiddy) v. Debtor & Trustee

Krippend. MARY SIMPSON-ch7 7-02-03665 Allen/SL
Motion of Trustee to Sell unencumbered non-exempt property
(1991 Nissan Pathfinder) filed 8/7; d/e # 26

Krippend. LARRY BELCHER-ch7 7-03-02252 Creasy/SJ
Motion #1: relief - filed 7/11; d/e # 12 contd from 8/11
CitiMortgage Inc (Sasser/Boylan) v. debtor & trustee
Response filed by Debtor on 7/22; d/e # 15
–ORDER of 8/14 dismissed motion d/e # 19

Roanoke Calendar - 8/25/03

2:30 P.M. - TRIAL

Goldstein A & E INTERNATIONAL, LLC - Ch. 11 7-02-02760 DIP/JJ
Contd from 7/28 for hearing on any objections as may be filed to 2nd Mod Plan to be filed in interim (no further balloting required thereon)
Amended Plan filed 8/6; d/e # 152; Notice filed 8/14; d/e # 156
Obj: Nat'l Bank of Commerce (McGraw) [d/e # 131]; ***agr otbt /will restructure debt***

A/P No. 7-03-00019: Obtain declaratory judgment JM
Bank of Botetourt(Rainsbury/Oddo) & Gulf Insurance Co (Layman)) v. Debtor(Magee)
D P Lodging LLC(Ballou); Montgomery County School Board (Vance); National
Bank of Commerce (McGraw) ; Patrick Co. School Board (Buxbaum)
1) *Plaintiffs Gulf Insurance (Layman) & Bk of Botetourt (Oddo) JOINT MOTION for SUMMARY JUDGMENT filed 5/27, d/e # 26 with Memorandum and Affidavits d/e#'s 27, 28, 29*

2) Motion of defendant, National Bank of Commerce (McGraw) to Dismiss
Complaint as it relates to Gulf Insurance Co filed 5/27; d/e # 25